

104TH CONGRESS
2D SESSION

H. R. 4199

To amend the Act entitled “An Act to provide for the establishment of the Everglades National Park in the State of Florida and for other purposes”, approved May 30, 1934, to clarify certain rights of the Miccosukee Tribe of Indians of Florida.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 26, 1996

Mr. HASTINGS of Florida (for himself, Mrs. MEEK of Florida, Mr. DIAZ-BALART, and Mr. MILLER of Florida) introduced the following bill; which was referred to the Committee on Resources

A BILL

To amend the Act entitled “An Act to provide for the establishment of the Everglades National Park in the State of Florida and for other purposes”, approved May 30, 1934, to clarify certain rights of the Miccosukee Tribe of Indians of Florida.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. AMENDMENT.**

4 The Act entitled “An Act to provide for the establish-
5 ment of the Everglades National Park in the State of

1 Florida and for other purposes”, approved May 30, 1934
2 (16 U.S.C. 410–410c), is amended by adding at the end
3 the following new sections:

4 “SEC. 5. The Miccosukee Tribe may use the Permit
5 Area in accordance with the Permit, except that—

6 “(1) condition 7 of the Permit, relating to re-
7 moval of improvements, shall not apply;

8 “(2) condition 15 of the Permit, relating to rev-
9 ocation of the Permit, shall not apply;

10 “(3) notwithstanding any condition of the Per-
11 mit, the approval of, the consent of, or a permit
12 from the Director shall not be required if the
13 Miccosukee Tribe has met all other requirements of
14 Federal law related to such approval, consent, or
15 permit; and

16 “(4) the Miccosukee Tribe may exercise juris-
17 diction over the Permit Area to the same extent as
18 the Miccosukee Tribe exercises jurisdiction over the
19 Miccosukee Indian Reservation.

20 “SEC. 6. For purposes of this Act—

21 “(1) the term “Director” means the Director,
22 National Park Service, and includes the Super-
23 intendent of the Everglades National Park;

24 “(2) the term “Miccosukee Tribe” means the
25 Miccosukee Tribe of Indians of Florida, a tribe of

1 American Indians recognized by the United States
2 and organized under section 16 of the Act of June
3 18, 1934 (48 Stat. 987; 25 U.S.C. 476);

4 “(3) the term “Permit” means the Special Use
5 Permit issued by the National Park Service to the
6 Miccosukee Tribe, approved by the Secretary of the
7 Interior on February 1, 1973;

8 “(4) the term “Permit Area” means the prop-
9 erty described in the Permit; and

10 “(5) the term “Seminole Indians” includes the
11 Miccosukee Tribe.”.

○